IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE THE ACTING CHIEF JUSTICE BILAL NAZKI

and
THE HON'BLE DR.JUSTICE G.YETHIRAJULU

TAKEN UP WRIT PETITION NO : 26449 of 2000

Between:

Smt.Kandrakota Nagamani, w/o late Kandrakota Adinarayana, H.No.18-7-7/11, Kedarasipet, 6 Pump Line, vijayawada –3, Krishna District.

..... PETITIONER

AND

1. The SHO, V Town PS, Satyanarayanapuram, Vijayawada, Krishna District.
2. B.Subba Rao, Sub-Inspector of Police, V Town PS, Satyanarayanapuram, Vijayawada, Krishna District.
3. Durga Rao, Station Writer, V Town PS, Satyanarayanapuram, Vijayawada, Krishna District.
4. The Circle Inspector of Police, V Town PS, Satyanarayanapuram, Vijayawada, Krishna District.
5. George, Circle Inspector of Police, Rampachodavaram PS, East Godavari District.
6. The Commissioner of Police, Vijayawada, Krishna District.
7. The Superintendent of Police, Krishna District at Machilipatnam.
8. The Collector and District Magistrate, Krishna District at Machilipatnam.

9. The Superintendent of Police, East Godavari District at Kakinada.

10. The Director General of Police, Govt. of A.P., Hyderabad.

11. The Secretary to Govt. of A.P., Home (Police) Department, Secretariat, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the petition dated nil, the High Court will be pleased to issue an order, direction, or a writ, more particularly one in the nature of writ of mandamus to direct the respondent No.5 herein to cause an enquiry into the death of Kandrakota Adinarayana, aged 50 years, resident of Vijayawada, husband of the petitioner herein, who died under suspicious circumstances on 13-10-1998, if necessary by reopening the case (Crime No.516/98 of Satyanarayanapuram Police Station, Vijayawada) and to initiate action against the persons responsible for the same.

Counsel for the Petitioner: Letter

Counsel for the Respondents: GP FOR HOME

The Court made the following :

ORAL ORDER: (per the Hon'ble Acting Chief Justice)

Heard the learned Government Pleader.

A letter sent by the petitioner on 7-12-2000 to the Hon'ble Chief Justice of this Court seeking reinvestigation in the case relating to the death of her husband has been registered as a taken up writ petition. It was alleged by the petitioner that her husband by name Kandrakota Adinarayana was murdered by some people on 13-10-1998. The letter was sent to this court in the year 2000. Counter has been filed in which it is stated that on 13-10-1998 at about 19.00 hours, a report was lodged by one Janga Seshagiri and a case was registered as Crime No.516 of 1998 under Section 174 Cr.P.C. According to the report, it was stated that the deceased while sitting on the pipes of canal bridge had suddenly fallen into the canal on his back, which resulted in his death. This story was confirmed by the inquestdars who conducted the inquest and also by the post-mortem report. In this view of the matter, we do not think that there is any evidence on record to show that the case of death of the petitioner's husband was not a case of an accident.

Petition dismissed.

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BILAL NAZKI, ACJ

4TH APRIL, 2005

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Dr.G.YETHIRAJULU, J

Tvr

Assistant Registrar

// True copy //

Section Officer.

To

1. The SHO, V Town PS, Satyanarayanapuram, Vijayawada, Krishna District.
2. The Circle Inspector of Police, V Town PS, Satyanarayanapuram, Vijayawada, Krishna District.
3. The Commissioner of Police, Vijayawada, Krishna District.
4. The Superintendent of Police, Krishna District at Machilipatnam.
5. The Collector and District Magistrate, Krishna District at Machilipatnam.
6. The Superintendent of Police, East Godavari District at Kakinada.
7. The Director General of Police, Govt. of A.P., Hyderabad.
8. The Secretary to Govt. of A.P., Home (Police) Department, Secretariat, Hyderabad.
9. 2 CCs to the Govt. Pleader for Home, High Court Buildings, Hyderabad (OUT).
10. One copy to the Section Officer, Public Interest Litigation Cell, High Court Buildings, Hyderabad.
11. One copy to the Member Secretary, Legal Services Authority, Hyderabad, High Court buildings, Hyderabad.
12. 2 CD copies.